

**LAND SURVEYORS SECTION  
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,  
PROFESSIONAL GEOLOGISTS, PROFESSIONAL ENGINEERS, DESIGNERS AND  
LAND SURVEYORS  
MINUTES  
MADISON, WISCONSIN  
JUNE 1, 2000**

**PRESENT:** Robert Hoskins, Harold Kolb, James Rusch and Rick Van Goethem

**STAFF PRESENT:** Alfred Hall and Jan Neitzel; Wayne Austin and Division of Enforcement staff were present for portions of the meeting.

**CALL TO ORDER**

The meeting was called to order at 9:34 a.m. by Rick Van Goethem, Chair. A quorum of 4 members was present.

**AGENDA**

A report from Jim Rusch relating to the Central Zone Meeting was added to the agenda in Section 8a.

**MOTION:** Jim Rusch moved, seconded by Robert Hoskins, to adopt the agenda as amended. Motion carried unanimously.

**MINUTES (3/10/00 & 4/27/00)**

**MOTION:** Jim Rusch moved, seconded by Harold Kolb, to approve the minutes as printed. Motion carried unanimously.

**ADMINISTRATIVE REPORT**

**Secretary Marlene A. Cummings**

Secretary Cummings was not available.

**Alfred Hall, Bureau Director**

- Land Surveyor Section Roster

Robert Hoskins was added to the roster as a screening panel member.

- 2000 Meeting Dates

The Section noted that the next Land Surveyor Section meeting will be October 5, 2000. The next Joint Board and Joint Board Rules meeting will be November 8-9, 2000. A Joint Board Rules teleconference will be take place September 1, 2000.

- To-Pass-Folder

Information was circulated in the To-Pass Folder and duly noted.

### **LEGISLATIVE UPDATE**

#### **1999 Senate Bill 328 (LRB 0409/1) and 1999 Assembly Bill 687 Relating to the Practice of Land Surveying, Etc.**

Alfred Hall reported that Senate Bill 328 and Assembly Bill 687 did not pass the legislative session and will need to be re-submitted.

### **ADMINISTRATIVE RULES**

#### **Revision of sec. A-E 6.05(3), Wis. Adm. Code, to Comply with Educational Requirements as Identified in sec. 443.06(2), Stats. Update**

Alfred Hall reported that the revision of sec. A-E 6.05(3) will become affective in August or September of 2000 and that a teleconference will be held September 1, 2000, for the Joint Board Rules Committee to discuss the proposed changes.

The Section discussed the role of continuing education in decreasing the number of violations in the profession.

### **SECTION MEMBER ACTIVITY**

Harvey Shebesta and Jim Rusch attended the Central Zone meeting May 4-6, 2000, in Dearborn, Michigan.

### **NCEES**

#### **Report of Central Zone Meeting May 4-6, 2000**

Jim Rusch stated that he supports the May 15, 2000, letter and report from Harvey Shebesta relating to the NCEES Central Zone Meeting.

The Section received a copy of the May 23, 2000, letter from Jim Rusch relating to the Central Zone meeting.

The Section discussed increasing licensing fees and the annual dues for NCEES.

Jim Rusch stated that the NCEES has respect for Wisconsin's firm foundation for regulatory practices.

Alfred Hall will contact Randy Baldwin, Department of Commerce, and relay information received at the Central Zone Meeting relating to electronic plan stamping. Mr. Hall will ask Mr. Baldwin to set up a meeting with all interested parties to discuss electronic plan stamping.

The Section discussed comity applications and requested a status report for the October 5, 2000, meeting. Alfred Hall will contact the state of Ohio for information on their comity requirements.

The Section discussed the Law Model for Engineers (LME) and the advantages of a law model for land surveyors. The Section will discuss the possibility of implementing a law model for land surveyors at the October 5, 2000, meeting.

The Section discussed the importance of pursuing participants of unlicensed practice.

#### **Annual Meeting August 2-5, 2000, Chicago, IL**

Nothing to report.

### **PRACTICE ISSUES**

#### **Does a Land Surveyor Have the Right to Survey, Certify and File a Survey if the Information Utilized in Collecting the Survey is Erroneous**

The Section received a copy of the April 18, 2000, letter from Kurt Bartz relating to land surveying. Noted.

### **DIVISION OF ENFORCEMENT**

Nothing to report.

### **EXAMINATION ISSUES**

The Section received a copy of the Wisconsin Land Surveyor Results by School-October 1999. Noted.

### **MISCELLANEOUS CORRESPONDENCE/INFORMATION**

None.

### **NEW BUSINESS**

None.

### **RECESS TO CLOSED SESSION**

**MOTION:** Robert Hoskins moved, seconded by Jim Rusch, to convene the meeting in closed session pursuant to Sections 19.85(1)(a), (b), and (f), Wis. Stats.: to consider the licensing or discipline of a person licensed by this Section or the investigation of charges against such a person. Specifically, to discuss the issue of case status reports, case closings, deliberations on stipulations that may be signed after printing of the agenda, pending applications, examination issues, and disciplinary proceedings. Motion carried by a roll call vote: Robert Hoskins-yes; Harold Kolb-yes; James Rusch-yes; and Rick Van Goethem-yes.

Open Session recessed at 10:53 a.m.

The Section received the May 30, 2000, case status report.

The Section deliberated on issues relating to case status reports, disciplinary actions, examination challenges, and pending applications.

### **RECONVENE IN OPEN SESSION**

**MOTION:** Robert Hoskins moved, seconded by Harold Kolb, to reconvene in Open Session at 1:44 a.m. Motion carried unanimously.

### **VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION**

#### **APPLICATION REVIEW**

#### **FOR REGISTRATION AS A LAND SURVEYOR**

##### **By Comity**

Chafee, John V  
Groesser, Donald G  
Kratz, Gary L  
Licht, Richard L  
Toline, John C  
Wasilewski, Thomas F

#### **FOR REGISTRATION AS A LAND SURVEYOR**

##### **By Written Examination**

**MOTION:** Harold Kolb moved, seconded by Robert Hoskins, to approve the following applications reviewed by the Section on June 1, 2000. Motion carried unanimously.

##### **Approved**

Brazas, Jefferson J  
Baker, James M  
Brinkmeier, Donald G  
Brown, Lee A  
Falter, James R  
Fischer, Mike R  
Haglund, Eric J  
Higley, Steven M  
Kwiatkowski, Gerald  
Nielson, Peter J  
Neis, Ronald E  
Nunn, Gerald J

Powers, Renee M  
Piering, Michael J  
Pynnonen, Mark A  
Romenesko, Tom  
Spetz, Paul A  
Stern, Matthew M  
Thousand, John F  
Toftum, Danny D  
Warner, Scott D  
Wisner, Frederick  
Van Hout, Terry L  
Vogel, Paul

## **Deny**

**MOTION:** Harold Kolb moved, seconded by Jim Rusch, to deny the following application. Motion carried. Robert Hoskins did not vote.

Gardner, James M

## **PROPOSED DECISION**

### **Roland F. Sarko**

**MOTION:** Robert Hoskins moved, seconded by Harold Kolb, to accept the Findings of Fact recommended by the Administrative Law Judge in the disciplinary matter of Roland F. Sarko. Motion carried unanimously.

**MOTION:** Robert Hoskins moved, seconded by Harold Kolb, to accept the Conclusions of Law recommended by the Administrative Law Judge in the disciplinary matter of Roland F. Sarko. Motion carried unanimously.

**MOTION:** Robert Hoskins moved, seconded by Harold Kolb, to accept the Order recommended by the Administrative Law Judge in the disciplinary matter of Roland F. Sarko. Motion carried unanimously.

## **EXAMINATION ISSUES**

### **Review of Challenges to Questions on Principles and Practice of Land Surveying Examination**

The Section reviewed the questions on the Principles and Practice of Land Surveying examination.

**MOTION:** Jim Rusch moved, seconded by Harold Kolb, to reaffirm the scores for the October 1999 exam for candidates 1080001510 and 1080001518. Motion carried. Robert Hoskins did not vote.

The Section requested that Darwin Tichenor send a letter advising the candidates of the Section's decision.

### **Review of Examination Security Breech at 4/14/00 Examination**

The Section discussed the security breech at the April 14, 2000, Jurisdictional Examination.

**MOTION:** Robert Hoskins moved, seconded by Jim Rusch, to accept candidate 508000539 letter of explanation and his score. Motion carried unanimously.

The Section requested Darwin Tichenor send a letter advising the candidate of the Section's decision.

The Section discussed changing the current Jurisdictional Examination.

**MOTION:** Harold Kolb moved, seconded by Robert Hoskins, to request Darwin Tichenor to form a committee to write new questions for the Jurisdictional Examination. Motion carried unanimously.

### **ADJOURNMENT**

**MOTION:** Robert Hoskins moved, seconded by Jim Rusch, to adjourn the meeting at 1:53 p.m. Motion carried unanimously.